

(B) A certificate of incorporation issued by the Secretary of State of the State of incorporation.

(C) If not a California corporation, a certificate from the Secretary of State of the State of California showing qualification of the applicant to transact business in California.

(D) A notarized copy, bearing the corporate seal, of the Resolution by the Board of Directors of the applicant, indicating the names of the officers authorized to execute documents.

(5) The minimum expense deposit determined by the Commission under provisions of Section 1903.4.

(4) A statement of the present and proposed use of the granted tide and submerged lands affected by the lease, contract or other instrument to include the following:

(A) Description of existing structures or land improvements on the land, and current use.

(B) Construction proposed by the lessee, to include new structures, land improvements and dredging, or alterations to existing improvements, and costs.

(C) Beginning and completion dates for proposed construction, prospecting, mining, dredging, etc.

(D) Plans or sketch showing location of existing structures, proposed construction, dredging, deposit areas for spoil, etc. Detailed working drawings are not desired.

(E) Show the location and boundaries of the project on an 8 1/2 x 11" portion of a USGS Topographic quadrangle map, or other map showing equivalent detail.

(F) In addition to the foregoing, the following reports, documents, and papers shall be appended to the application and form a part thereof:

(1) The lease, contract, or other instrument.

(2) An environmental impact statement prepared according to current requirement of the State Lands Division, or a copy of environmental report prepared for any other governmental agency required to approve the project. A copy of Division requirements may be secured by contacting the office of the State Lands Division.

(3) An affidavit attesting to the authenticity and accuracy of the application and its appendages.

#### 2803. GRANTER'S REPORT

The Commission will not favorably consider and will have cause to reject any application that is not supplemented by a report from the affected legislative grantee. This report shall be sent separately and direct to the State Lands Division and it shall include or be accompanied by the following:

(a) An original document, or other evidence, authorized by an executed on behalf of the legislative grantee, embodying a covenant that the proceeds of the lease, contract, or other instrument shall be deposited in a trust fund or funds and expended only for statewide purposes as authorized by the granting statute.

(b) One copy of any appraisal report, feasibility study, cost-benefit analysis, or other report that was the basis for determination of the consideration.

(c) A statement as to whether or not such lease, contract, or other instrument is considered to be in the best interests of the State, with detailed reasoning.

(d) Those portions of any plan adopted pursuant to Title 7 of the Government Code which affect or apply to the leased area.

(e) A statement by the legislative grantee describing how the lease will affect and fit in with over-all plans (including plans adopted pursuant to Title 7 of the Government Code) for development of a. granted land, b. the project area, and c. the general vicinity.

In lieu of subsections (b) through (e) above the grantee may file with the State Lands Division a copy of its policies and procedures regarding leasing of granted lands. A signed statement that the application is consistent with and fully adheres to the submitted guidelines will be accepted in place of said subsections (b) through (e).

#### 2804. SUBMISSION OF LEASE CONTRACT OR OTHER INSTRUMENT

The document shall be consummated and executed by all parties when submitted to the State Lands Commission for the determinations set forth in Section 6702 (b) of the Public Resources Code.

#### 2806. CRITERIA FOR COMMISSION ACTION

In processing a lease, contract or other instrument pursuant to this Article, the criteria for making the determinations outlined in Section 6702 (b) of the Public Resources Code will include but not be limited to a consideration of the Commission's current policies, practices and procedures in administering laws relating to lands under its jurisdiction.

Prospective parties to a lease or other transaction requiring action by the Commission are therefore urged to obtain this information from the State Lands Division prior to concluding their negotiations.

#### 2807. MODIFICATION OR AMENDMENT TO A LEASE, CONTRACT OR OTHER INSTRUMENT

Approval by the State Lands Commission of any lease, contract or other instrument pursuant to Sections 6701, et seq. of the Public Resources Code does not constitute approval of any modification or amendment thereto, whether or not such modification or amendment is made pursuant to provisions of a lease, contract or instrument. Further approval by the State Lands Commission of any such modification or amendment will be necessary in order for the provisions of Sections 6701, et seq. of the Public Resources Code to be applicable to such modified or amended lease.

APPLICATION REQUIREMENTS FOR  
COMPENSATORY OIL AND GAS AGREEMENT

Applications must include the following information:

1. A legal description of the State lands involved; copies of the Title Policy and other records relating to ownership of the lands should be included.
2. A map of the proposed lease area showing the location of the drillsite(s) and the proposed target(s).
3. All geological or geophysical data covering the area should be included (i.e., well logs, histories, surveys, test data, and other related data). This information should be of sufficient detail to enable the State to determine the extent of State ownership and/or participation.
4. Applications shall include copies of all leases held by the applicant on adjacent lands.

APPLICATION REQUIREMENTS FOR  
NEGOTIATED OIL AND GAS LEASES

Applications must include the following information:

1. Copies of the Title Policy and other records relating to ownership of the lands should be included.
2. A statement of the character and use of adjoining lands.
3. A map of the proposed lease area showing the location of the drillsite(s) and the proposed target(s).
4. A statement of the quality and use of underlying groundwaters and adjacent surface waters.
5. A statement of proposed liquid, solid, or gaseous waste disposal methods necessary for the protection and preservation of existing land and water uses.
6. All geological or geophysical data covering the area should be included (i.e., well logs, histories, surveys, test data and other related data). This information should be of sufficient detail to enable the State to determine the extent of State ownership and/or participation.
7. Applications shall include copies of all leases held by the applicant on adjacent lands.
8. Data for the preparation of a plan for control and prevention of subsidence and pollution may be required.

## APPLICATION REQUIREMENTS FOR GEOTHERMAL PROSPECTING PERMIT

Applications for geothermal prospecting permits must include the data listed below.

1. A statement of the use proposed.
2. A statement of the character and use of adjoining lands.
3. A statement of the methods proposed to be used in developing the deposits, including location of proposed drillsites if known.
4. A statement of the quality and use of underlying groundwaters and adjacent surface waters.
5. A statement of proposed liquid, solid or gaseous waste disposal methods necessary for the protection and preservation of existing land and water uses.
6. A statement describing any and all State geothermal leases and prospecting permits in which the applicant has any direct or indirect interest.
7. If the lands surrounding the State parcel are leased by the applicant, copies of said leases should be submitted.
8. Reports covering resource exploration by the applicant within the general area of the State parcel. This should include all geological data, geophysical surveys, well logs, well test data and other related data.
9. In addition to the filing fee of \$25 and the expense deposit of \$100, the application shall be accompanied by a rental deposit equal to the amount of \$1 per acre for each acre or fraction thereof within the desired permit area.
10. In the case of an application covering lands sold by the state, subject to a mineral reservation in the state, submitted by anyone other than the owner of such land, the applicant shall provide or perform the following:
  - (a) Notice of Filing of the Application and a copy of the application shall be served, by certified mail, on the owner of the land. Said notice shall specify that the owner of the surface shall have the right to file his application within six (6) months from the date of service of the notice.

- (b) The applicant shall file a copy of the Notice of the filing and application with the original signed receipt with the Commission.
- (c) A copy of a Title Report, issued within thirty (30) days of the date of service of the Notice, from a Title Insurance Company qualified to do business in California, or send other proof satisfactory to the State Lands Commission that the person served with the Notice is the present surface owner.
- (d) In addition to supplying all other required information, an application shall not be deemed complete until the passage of six (6) months after the date of service.

APPLICATION REQUIREMENTS FOR  
PREFERENTIAL GEOTHERMAL LEASE

1. All exploration data obtained under the terms of the permit and any data available to the applicant on adjacent lands. This includes geological data, geophysical surveys, well logs and test data, and other related data.
2. A development plan which should include number of wells, spacing, and depth; location and plans of generating plants and related facilities; specifications of metering facilities; and other related data.
3. In addition to the filing fee of \$25 and expense deposit of \$100, the application shall be accompanied by a rental deposit equal to the amount of \$1 per acre for each acre or fraction thereof within the desired permit area.

## APPLICATION REQUIREMENTS

### Mineral Prospecting Permits

1. A detailed statement of the ores or other minerals expected to be located within the proposed permit area. Applicant should specify the basis upon which the statement is made and include all background and reference materials.
2. A statement of the proposed methods to be utilized in prospecting and in development, if commercially valuable deposits of materials are discovered. Applicant should specify, in detail, an exploration program, including the proposed equipment, facilities and time schedule and costs.
3. A statement covering the present and past uses of the subject lands and adjacent lands.
4. A deposit of \$1.00 per acre or fraction thereof for each acre in area embraced within the boundaries of the lands described in the application. If the Commission determines that there are more acres contained within the boundaries of the application than for which a deposit has been submitted, the applicant will be required to submit such additional fees.
5. In the case of an application covering lands sold by the State, subject to a mineral reservation in the State, submitted by anyone other than the owner of such land, the applicant shall provide or perform the following:
  - a. Notice of filing of the Application and a copy of the application shall be served, by certified mail, on the owner of the land. Said notice shall specify that the owner of the surface shall have the right to file his application within six (6) months from the date of service of the notice.
  - b. The applicant shall file a copy of the Notice of the filing and application with the original signed receipt with the Commission.
  - c. A copy of a Title Report, issued within thirty (30) days of the date of service of the Notice, from a Title Insurance Company qualified to do business in California, or send other proof satisfactory to the State Lands Commission that the person served with the Notice is the present surface owner.

- d. In addition to supplying all other required information, an application shall not be deemed complete until the passage of six (6) months after the date of service of the Notice of Application.
6. A statement of the value of the ores or other minerals expected to be located. Said statement should include a market analysis of the price and value of the ores, minerals or other minerals as they are sold as a commercial product.

APPLICATION REQUIREMENTS FOR  
PREFERENTIAL MINERAL EXTRACTION LEASE

General

In order to qualify for a preferential mineral lease, the holder of a Prospecting Permit must show, and the Commission must find, that a commercially valuable mineral deposit has been discovered in the permit and proposed lease area.

In order to make this finding, the applicant must provide the following.

1. A detailed statement of the ores or other minerals present or believed to be present on, or in, the subject and adjacent lands. Applicant should supply the basis upon which the statement is made and include all background and reference materials.
2. Data to substantiate preferred royalty schedule under Section 6895.

REQUIREMENTS FOR PUBLIC  
OFFERING OF MINERAL EXTRACTION LEASE

While competitive leasing requests can be made to the Commission, the request is not considered an "application" for purposes of the requirements of Chapter 4.5 of Division 1 of Title 7 of the Government Code. However, in order to aid the Commission in determining whether or not to offer a lease, the requestor may provide the Commission with the following:

1. A general description of the land requested to be offered.
2. A legal description of the property which is requested to be offered.
3. A statement covering the ores, or other minerals present or believed to be present on, or in, the subject and adjacent land. Request should specify the basis upon which the statement is made and shall include all background and reference materials.
4. A statement covering the present and past use of the subject and adjacent land.
5. Completion of State Lands Commission Form ELP No. 59.2.

REQUIREMENTS FOR APPLICATION  
FOR DREDGING PERMITS

1. Location of dredging site and proposed spoils area.
2. Specification by analysis of composition and volume of material to be dredged.
3. Intended use of dredge spoils.
4. Proof of owners approval for location of any proposed upland spoils; specification of compensation paid to or to be paid to, or received, or to be received by upland owner for use of upland as disposal site.

REQUIREMENT FOR APPLICATION  
FOR MODIFICATION OF RIGHT  
OF SURFACE ENTRY

Surface owners of lands subject to a mineral reservation in the State of California who request, pursuant to Public Resources Code Section 6401(b), the State to modify the rights of the State to the use of the surface and right of entry to a depth of 500' below the surface of such lands shall submit the following information.

- 1) A certified statement from the county tax assessor's office, to which taxes for said parcels are paid, naming the present owners of said parcel.
- 2) PURPOSE OF REQUEST FOR RELINQUISHMENT OF SURFACE ENTRY.
  - a. When subject parcel is being developed or is part of a proposed development, the applicant shall file with the Commission three sets of general plans of the proposed development. The content of the plan may vary according to the type of development contemplated, but each should contain a narrative description of the proposed development. They should include subdivision maps, building plans, etc., and proposed development reports, wherever they are sufficiently detailed to apprise the Commission of any possible environmental impact the proposed development might have.
- 3) DESCRIPTION OF THE GENERAL VICINITY (10-MILE RADIUS), WITH EMPHASIS ON THE FOLLOWING:
  - a. Land use; significant improvements and zoning, present and projected.
  - b. Population density.
  - c. Economic trends and development patterns.
  - d. Landmarks; historical or archaeological values.
  - e. Public recreation facilities in the vicinity.
  - f. Fish and wildlife; vegetation, soils, etc.; a general description of the present ecology of the vicinity.

- 4) DESCRIPTION (TOPOGRAPHICAL) AND PROPOSED USE OF SUBJECT STATE LAND, TO INCLUDE THE FOLLOWING:
- a. Classification; e.g., school.
  - b. Existing structures or land improvements on the State land and their current use, including any income from their use.
  - c. Proposed construction, to include new structures, land improvements, or alterations to existing improvements, and use.
  - d. Beginning and completion dates for proposed project.
  - e. Copy of city or county building, variance, or use permit for all operations and structures, existing or proposed, on State land.
  - f. Plans and profiles of existing structures, proposed construction, such as, subdivision maps, building plans, etc.
  - g. Dated photographs showing all existing structures and appurtenances and the general area.
- 5) A GEOLOGICAL STUDY MADE BY A REGISTERED GEOLOGIST OF THE STATE OF CALIFORNIA. SUCH STUDY SHALL DETAIL THE MINERALOGICAL POTENTIAL IN AND ABOVE A PLANE, LOCATED 500' BELOW THE SURFACE OF PROPERTY, AND A WRITTEN REPORT SHALL BE SUBMITTED TO THE COMMISSION. AS PART OF SUCH STUDY, A SPECIFIC CORING PROGRAM AT SPACING AND TO SUCH DEPTH, AS THE COMMISSION DEEMS APPROPRIATE, SHALL BE REQUIRED.

APPLICATION REQUIREMENTS FOR  
RESUMPTION OF DRILLING OPERATIONS  
FOLLOWING MORATORIUM  
(FROM EXISTING FACILITIES ON STATE OIL & GAS LEASES)

1. Proposed plan of development, with supporting geological and engineering data.
2. Data to show compliance with the "Procedures for Drilling and Production Operations from Existing Facilities on Tide and Submerged Lands Currently under State Oil and Gas Leases" as adopted by the State Lands Commission (December 11, 1973). Particular attention is given to safety equipment and procedures.
3. Oil Spill Contingency Plans.
4. Critical Operations and Curtailment Plan.
5. Applicant is advised that each individual well, after removal of moratorium, need be approved and the data required for well proposal submitted.

APPLICATION REQUIREMENTS FOR  
OCEAN FLOOR WELL PROPOSALS  
(OPERATIONS USING JACK-UP RIG OR FLOATING VESSEL)

1. Proposed plan of development, with supporting geological and engineering data, when applicable (i.e., for drilling well proposals).
2. Data to show compliance with the "Procedures for Ocean Floor Well Drilling and Production Operations".
3. Oil Spill Contingency Plan.
4. Critical Operations and Curtailment Plan.
5. Data specified for well proposals.

APPLICATION REQUIREMENTS FOR  
WELL PROPOSALS  
(FROM EXISTING FACILITIES-PLATFORMS,  
ISLANDS, PIERS, ONSHORE)

|  | DRILLING<br>PROPOSALS<br>NEW WELLS &<br>REDRILLS | REMEDIAL<br>PROPOSALS<br>(REPAIR, RECOMPL.,<br>ABANDONMENT) | WATER<br>INJECTION |
|--|--|---|--------------------|
| 1. Written summary of proposal objectives together with supporting structural contains maps and cross sections.  | X  |   | X                  |
| 2. Copy of Notice of Intention form (as submitted by Operator to Division of Oil & Gas).   | X  | X   | X                  |
| 3. Detailed working program.   | X  |   |                    |
| 4. Well Data Sheet (State Lands Form 33.9).  | X  | X   | X                  |
| 5. Geological and engineering data to support proposed casing program, in 3 and 4 above, "Procedures for Drilling and Production Operations from Existing Facilities on Tide & Submerged Lands currently under State Oil & Gas Leases," as adopted by the State Lands Commission on December 11, 1973. | X  | X   | X                  |
| 6. Directional drilling course (plan & profile, 1"= 100').   | X  |   |                    |
| 7. Water analysis & engineering data to support proposal <u>if</u> water injection operation.  |  |   | X                  |

APPLICATION REQUIREMENTS FOR  
ALTERATION OF FACILITIES

The type of data will depend entirely on the magnitude and significance of the proposed work. Minor unit replacement and facility alteration will not require approvals, but verbal notification to the State Lands Commission staff is necessary to establish this fact.

1. Project description.
2. Engineering drawings, certified by a registered structural engineer, showing proposed changes and how they will effect the entire system.